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PATENT  
Customer No. 22,852  
Attorney Docket No. 08157.0011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Paul GILSON et al. ) Group Art Unit: 3765  
)  
Application No.: 09/838,544 ) Examiner: Peter P. Nerbun  
)  
Filed: April 20, 2001 )  
)  
For: EMBOLIC PROTECTION SYSTEM )

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed concurrently with a Request for Continued Examination under 37 C.F.R. § 1.114.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

Copies of the listed documents are attached.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the

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documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Patent Office the relevant facts and law regarding the appropriate status of such documents.

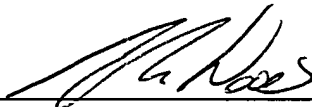
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

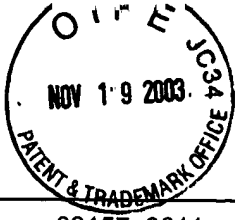
FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: November 19, 2003

By:   
Michael L. Woods  
Reg. No. 50,811

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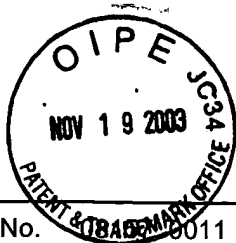


OMB No. 0651-0011

## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	08157. 0011	Application No.	09/838,544
Applicants	Paul GILSON et al.		
Filing Date	April 20, 2001	Group:	3765

U.S. PATENT DOCUMENTS						
Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	2,854,983	10/1958	Baskin			
	3,334,629	08/1967	Cohn			
	3,540,431	11/1970	Mebin-Uddin			
	3,692,029	09/1972	Adair			
	3,730,185	05/1973	Cook et al.			
	3,952,747	04/1976	Kimmell, Jr.			
	4,295,464	10/1981	Shihata			
	4,404,971	09/1983	LeVeen et al.			
	4,423,725	01/1984	Baran et al.			
	4,425,908	01/1984	Simon			
	4,445,892	05/1984	Hussein et al.			
	4,493,711	01/1985	Chin et al.			
	4,512,762	04/1985	Spears			
	4,585,000	04/1986	Hershenson			
	4,610,662	09/1986	Weikl et al.			
	4,611,594	09/1986	Grayhack et al.			
	4,619,246	10/1986	Molgaard-Nielsen et al.			
	4,650,466	03/1987	Luther			
	4,723,549	02/1988	Wholey et al.			
	4,790,812	12/1988	Hawkins, Jr. et al.			
	4,794,928	01/1989	Kletschka			
	4,867,156	09/1989	Stack et al.			
	4,873,978	10/1989	Ginsburg			
Examiner	Date Considered					
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.						
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Applicants Paul GILSON et al.	
Filing Date April 20, 2001	Group: 3765

U.S. PATENT DOCUMENTS							
Examiner Initial*		Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
		4,926,858	05/1990	Gifford, III et al.			
		4,927,426	05/1990	Dretler			
		5,011,488	04/1991	Ginsburg			
		5,026,377	06/1991	Burton et al.			
		5,053,008	10/1991	Bajaj			
		5,108,419	04/1992	Reger et al.			
		5,122,125	06/1992	Deuss			
		5,178,158	01/1993	de Toledo			
		5,192,284	03/1993	Pleatman			
		5,324,304	06/1994	Rasmussen			
		5,329,942	07/1994	Gunther et al.			
		5,336,234	08/1994	Vigil et al.			
		5,405,329	04/1995	Durand			
		5,454,788	10/1995	Walker et al.			
		5,593,394	01/1997	Kanesaka et al.			
		5,662,671	09/1997	Barbut et al.			
		5,669,933	09/1997	Simon et al.			
		5,683,451	11/1997	Lenker et al.			
		5,695,519	12/1997	Summers et al.			
		5,766,203	06/1998	Imran et al.			
		5,769,816	06/1998	Barbut et al.			
		5,769,871	06/1998	Mers Kelly et al.			

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Atty. Docket No.	08187-0011	Application No.	09/838,544
Applicants	Paul GILSON et al.		
Filing Date	April 20, 2001	Group:	3765

U.S. PATENT DOCUMENTS							
Examiner Initial*		Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
		5,795,322	08/1998	Boudewijn			
		5,800,457	09/1998	Gelbfish			
		5,800,525	09/1998	Bachinski et al.			
		5,814,064	09/1998	Daniel et al.			
		5,823,992	10/1998	Salmon et al.			
		5,827,324	10/1998	Cassell et al.			
		5,843,167	12/1998	Dwyer et al.			
		5,848,964	12/1998	Samuels			
		5,895,410	04/1999	Forber et al.			
		5,897,567	04/1999	Ressemann et al.			
		5,902,334	05/1999	Dwyer et al.			
		5,910,154	06/1999	Tsugita et al.			
		5,911,734	06/1999	Tsugita et al.			
		5,941,869	08/1999	Patterson et al.			
		5,954,745	09/1999	Gertler et al.			
		5,976,172	11/1999	Homsma et al.			
		5,993,469	11/1999	McKenzie et al.			
		6,001,118	12/1999	Daniel et al.			
		6,027,520	02/2000	Tsugita et al.			
		6,042,598	03/2000	Tsugita et al.			
		6,053,932	04/2000	Daniel et al.			
Examiner				Date Considered			
<p>*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>							
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U.S. PATENT DOCUMENTS							
Examiner Initial*		Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
		6,074,357	06/2000	Kaganov et al.			
		6,129,739	10/2000	Khosravi			
		6,132,458	10/2000	Staehle et al.			
		6,152,946	11/2000	Broome et al.			
		6,171,327	01/2001	Daniel et al.			
		6,179,859	01/2001	Bates et al.			
		6,179,861	01/2001	Khosravi et al.			
		6,203,561	03/2001	Ramee et al.			
		6,214,026	04/2001	Lepak et al.			
		6,245,012	06/2001	Kleshinski			
		6,245,089	06/2001	Daniel et al.			
		6,270,513	08/2001	Tsugita et al.			
		6,277,138	08/2001	Levinson et al.			
		6,277,139	08/2001	Levinson et al.			
		6,319,242	11/2001	Patterson et al.			
		6,325,815	12/2001	Kusleika et al.			
		6,336,934	01/2002	Gilson et al.			
		6,346,116	02/2002	Brooks et al.			
		6,348,062	02/2002	Hopkins et al.			
		6,395,017	05/2002	Dwyer et al.			
		6,432,122	08/2002	Gilson et al.			
Examiner				Date Considered			
<p>*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>							
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Atty. Docket No.	08157-0011	Application No.	09/838,544
Applicants	Paul GILSON et al.		
Filing Date	April 20, 2001	Group:	3765

U.S. PATENT DOCUMENTS							
Examiner Initial*		Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
		6,468,291	10/2002	Bates et al.			
		6,565,591	05/2003	Brady et al.			
		6,645,224	11/2003	Gilson et al			

U.S. PATENT APPLICATION PUBLICATIONS							
Examiner Initial*		Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
		2001/0012951	08/2001	Bates et al.			
		2001/0020175	09/2001	Yassour et al.			
		2001/0041908	11/2001	Levinson et al.			
		2001/0044632	11/2001	Daniel et al.			
		2002/0004667	01/2002	Adams et al.			
		2002/0022858	02/2002	Demond et al.			
		2002/0022860	02/2002	Borillo et al.			
		2002/0026211	02/2002	Khosravi et al.			
		2002/0049467	04/2002	Gilson et al.			
		2002/0058911	05/2002	Gilson et al.			
		2002/0058963	05/2002	Vale et al			
		2002/0062133	05/2002	Gilson et al			
		2002/0107541	08/2002	Vale et al.			
		2003/0032977	02/2003	Brady			

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## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	08/13/2011	Application No.	09/838,544
Applicants	Paul GILSON et al.		
Filing Date	April 20, 2001	Group:	3765

## FOREIGN PATENT DOCUMENTS

Examiner Initial*	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	WO 88/09683	12/1988	PCT			
	WO 89/07422	08/1989	PCT			
	WO 94/24946	11/1994	PCT			
	WO 95/34254	12/1995	PCT			
	WO 95/34339	12/1995	PCT			
	WO 96/01591	01/1996	PCT			
	WO 96/39998	12/1996	PCT			
	WO 97/03810	02/1997	PCT			
	WO 97/17021	05/1997	PCT			
	WO 97/17914	05/1997	PCT			
	WO 97/42879	11/1997	PCT			

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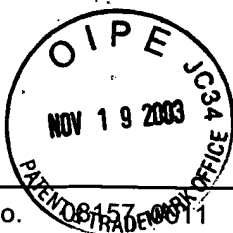
Atty. Docket No.	08157. 0011	Application No.	09/838,544
Applicants	Paul GILSON et al.		
Filing Date	April 20, 2001	Group:	3765

FOREIGN PATENT DOCUMENTS						
Examiner Initial*	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	WO 98/24377	06/1998	PCT			
	WO 98/30265	07/1998	PCT			
	WO 98/33443	08/1998	PCT			
	WO 98/38920	09/1998	PCT			
	WO 98/39053	09/1998	PCT			
	WO 98/46297	10/1998	PCT			
	WO 98/49952	11/1998	PCT			
	WO 98/50103	11/1998	PCT			
	WO 98/51237	11/1998	PCT			
	WO 99/16382	04/1999	PCT			
	WO 99/20335	04/1999	PCT			
	WO 99/23976	05/1999	PCT			
	WO 99/25252	05/1999	PCT			
	WO 99/44510	09/1999	PCT			
	WO 99/44542	09/1999	PCT			
	WO 99/51167	10/1999	PCT			
	WO 00/16705	03/2000	PCT			
	WO 00/44428	08/2000	PCT			
	WO 00/49970	08/2000	PCT			
	WO 00/56390	09/2000	PCT			
	WO 00/67664	11/2000	PCT			
	WO 00/67665	11/2000	PCT			

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## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	8457-0011	Application No.	09/838,544
Applicants	Paul GILSON et al.		
Filing Date	April 20, 2001	Group:	3765

## FOREIGN PATENT DOCUMENTS

Examiner Initial*	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	WO 00/67666	11/2000	PCT			
	WO 00/67667	11/2000	PCT			
	WO 00/67668	11/2000	PCT			
	WO 00/67669	11/2000	PCT			
	WO 00/67670	11/2000	PCT			
	WO 00/67671	11/2000	PCT			
	WO 00/67829	11/2000	PCT			
	WO 01/05329	01/2001	PCT			
	WO 01/08742	02/2001	PCT			
	WO 01/08743	02/2001	PCT			
	WO 01/12082	02/2001	PCT			
	WO 01/21100	03/2001	PCT			
	WO 01/35857	05/2001	PCT			
	WO 01/43662	06/2001	PCT			
	WO 01/45590	06/2001	PCT			
	WO 01/45591	06/2001	PCT			
	WO 01/45592	06/2001	PCT			
	WO 01/49208	07/2001	PCT			
	WO 01/49209	07/2001	PCT			
	WO 01/49215	07/2001	PCT			
	WO 01/50982	07/2001	PCT			

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Atty. Docket No.	08157. 0011	Application No.	09/838,544
Applicants	Paul GILSON et al.		
Filing Date	April 20, 2001	Group:	3765

FOREIGN PATENT DOCUMENTS						
Examiner Initial*	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	WO 01/52768	07/2001	PCT			
	WO 01/72205	10/2001	PCT			
	WO 01/80776	11/2001	PCT			
	WO 01/80777	11/2001	PCT			
	WO 01/97714	12/2001	PCT			
	2 580 504	10/1986	France			abstract
	2 616 666	12/1988	France			abstract
	2 768 326	03/1999	France			abstract
	GB 2020557	11/1979	UK			
	GB 2200848	08/1988	UK			
	EP 0256683	02/1988	Europe			
	EP 0533511	03/1993	Europe			
	EP 0596172	05/1994	Europe			
	EP 0743046	11/1996	Europe			
	EP 0791340	08/1997	Europe			
	EP 0827756	03/1998	Europe			
	EP 1123688	08/2001	Europe			
	EP 1127556	08/2001	Europe			
	EP 1149566	10/2001	Europe			
	DE 3706077	06/1988	Germany			abstract
Examiner			Date Considered			
<p>*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>						
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Atty. Docket No.	08157. 0011	Application No.	09/838,544
Applicants	Paul GILSON et al.		
Filing Date	April 20, 2001	Group:	3765

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
Examiner Initial*	Description
	Specification of Application No. 09/676,468, filed October 2, 2000.
Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
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